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SHIRLEY V. REMMERT, PRO SE
990 Berkeley Avenue
Menlo Park, CA 94025
Tel: 650-921-8820
Message: 650-521-0571

E-filing FILED

MAR 5 - 2008

RICHARD W. WIEKING
CLERK U.S. DISTRICT COURT,
NORTHERN DISTRICT OF CALIFORNIA

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RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CV 08

1404

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

San Francisco

CV 08

3 CW
8001 MISC

In Re
Shirley Venoya Remmert

DEBTOR'S NOTICE OF APPEAL OF
ORDER FROM BANKRUPTCY COURT
RE DISMISSAL OF CASE FOR FAILURE TO
SUBMIT PAYMENT PLAN

**MOTION FOR STAY OF FORECLOSURE
OF PROPERTIES WAS FILED IN RELATED
APPEAL.**

CASE NO. 07-31336-TEC13
(ADVERSARIAL COMPLAINT NO. 07-3121)

HON. THOMAS E. CARLSON

I, Debtor Shirley Venoya Remmert, hereby file a notice of appeal of the attached order from Bankruptcy Court re the court's dismissal of the case before reviewing pertinent pleadings; namely, my application for a conversion to a Chapter 11 filing from a Chapter 13, my motion for permission to file with a fee waiver, and my filed adversarial complaint explaining the impossibility of a payment plan because of money allegedly owed to me by certain creditors.

The order for dismissal is attached.

My motion for STAY OF FORECLOSURE of properties was filed in a related

1
2 appeal in this court "Notice of Appeal of Order from Bankruptcy Court re Denied Relief
3 for Business Partner".

4 I declare that the above statement is true and correct under the penalties for
5 perjury of the federal laws.
6

7 DATE: January 28, 2008
8

9 Shirley V. Remmett
10 Appellant
11



DAVID BURCHARD
CHAPTER 13 TRUSTEE
P.O. BOX 8059
FOSTER CITY, CA 94404
(650) 345-7801 FAX (650) 345-1514
(707) 544-5500 FAX (707) 544-0475

Signed and Filed: January 10, 2008

A handwritten signature in black ink, appearing to read "T.E. Carlson".

THOMAS E. CARLSON
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
Northern District of California

In Re: SHIRLEY VENOYA REMMERT
Debtor(s)

Case No.: 07-3-1336 SFC13
Chapter: 13

ORDER DISMISSING CHAPTER 13 CASE AND NOTICE

- The Debtor(s) having failed to make plan payments
 The Debtor(s) having failed to comply with the Trustee's reasonable requests for information
 The Debtor(s) having failed to appear
 The Trustee having filed a motion to dismiss
 The Court having determined that the debtor(s) is/are not eligible for Chapter 13
 The Court having determined that the debtor(s) is/are unable to propose a confirmable plan

IT IS ORDERED THAT the above captioned Chapter 13 case is dismissed.

****END OF ORDER****

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CERTIFICATE OF SERVICE

I hereby certify that I caused the within documents:

**DEBTOR'S NOTICE OF APPEAL OF ORDER FROM BANKRUPTCY COURT RE
DISMISSAL OF CASE FOR FAILURE TO SUBMIT PAYMENT PLAN/ MOTION FOR
STAY OF FORECLOSURE OF PROPERTIES WAS FILED IN RELATED APPEAL.**

Superior Court Case No.

Appeals Court Case No.

U. S. Bankruptcy Court Case No. **07-31336-TEC13** (Adversarial Complaint No. **07-3121**)

to be served on the party(ies) in this action:

See page 2 of 2.

1 (By Personal Service). I, **Shirley V. Remmert**, caused each such envelope to be delivered by hand on the date below to the person or offices of each addressee indicated by the corresponding number or symbol on the following page or above.

2, 4, 5 (By First-Class Mail, in the U. S. Post Office), I, **A. Garcia**, caused each such envelope to be mailed on the date below in the U.S. Post Office in Menlo Park to each addressee indicated by the corresponding number on the continued page or above. *I, Arturo Garcia, am a self-employed agent over 18 years of age and I am not a party in this case. My business address is 21 Coleman Place, Menlo Park, CA 94025.*

(By Facsimile), I caused each such document to be sent by facsimile to the person or offices of each addressee indicated by a said symbol.

(By Telephone), I gave a notice to a person or answering machine. The particulars are as follows:

Continued on page 2 of 2.

SERVICE LIST FOR NO. 07-31336-TEC13

- (1) Irvin W. Fegley (Attorney for Plaintiff Delfin M. Venoya), 626 Jefferson Avenue, Suite 7, Redwood City, CA 94063; Tel: 650-568-1907; Fax: 650-568-1607;
- (2) Michael Tannat (House Counsel for Washington Mutual Bank), Mail Stop N110701, 9200 Oakdale Avenue, Chatsworth, CA 91311; Tel: (818) 775-3663; Fax: (818) 349-2734;
- (3) California Reconveyance Company (Trustee for Washington Mutual Bank), 9200 Oakdale Avenue, Mail Stop: N110612, Chatsworth, CA 91311; Tel: 714-259-7850; 714-573-1965;
- (4) Steven W. Pite (Attorney for Wells Fargo Bank), 525 E. Main Street, P. O. Box 12289, El Cajon, CA 92022-2289; Tel: (619) 590-1300; Fax: (619) 590-1385;
- (5) David Burchard, Trustee of U. S. Bankruptcy Court, P. O. Box 8059, Foster City, CA 94404, Tel: 650-345-7801; Fax: 650-345-1514.

I declare that the above statements are true and correct under the penalties for perjury of the federal laws.

2/2/
January 29, 2008 5VR Shirley V. Remmert
Date Shirley V. Remmert

2/2/
1/29/08 A. Garcia
Date A. Garcia

FILED

MAR - 5 2008

E-filing

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: SHIRLEY VENOYA REMMERT

Plaintiff.

CV 08

1404

No. C 08-8001 MISC MHP

ORDER

Dated:

3/4/08


MARILYN HALL PATEL
United States District Court Judge
Northern District of California

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

IN RE: SHIRLEY V REMMERT,

Case Number: MISC 08-80014 MHP

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on March 5, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Shirley V. Remmert
990 Berkeley Avenue
Menlo Park, CA 94025

Dated: March 5, 2008

Richard W. Wieking, Clerk
By: Anthony Bowser, Deputy Clerk